IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JOSHUA H. STULMAN,

Plaintiff.

Civil Action No. 07-1530

٧.

PENNSYLVANIA STATE UNIVERSITY, CHARLES GAROIAN, in his individual and official capacities, ROBERT YARBER, in his individual and official capacities, and GRAHAM B. SPANIER, in his official capacity,

Complaint filed: April 17, 2007

Honorable Lawrence F. Stengel

Defendants.

STIPULATION OF DISMISSAL

Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, it is hereby stipulated and agreed by the parties hereto that any and all claims in the above-entitled action are hereby dismissed with prejudice. Each party shall bear its own costs.

Jerbme M. Marcus, Esquire MARCUS & AUERBACH LLC 400 Greenwood Avenue, Suite 200 Wyncote, PA 19095 Katherine M. Allen, Esquire McQUAIDE, BLASKO, FLEMING & FAULKNER, INC. 811 University Drive State College, PA 16801

Attorneys for Plaintiff

Attorneys for Defendants, The Pennsylvania State University and Graham B. Spanier

Dated: august 7, 2008

Dated:

Thomas M. Goutman, Esquire (TMG2512)

WHITE AND WILLIAMS, LLP 1800 One Liberty Place

Philadelphia, PA 19103-7395

Attorneys for Defendants Charles Garoian and Robert Yarber

Dated: august 20,2008

CERTIFICATE OF SERVICE

Thomas M. Goutman hereby certifies that on this date, a copy of a Stipulation of Dismissal was filed electronically and is available for viewing and downloading from the ECF system and, further, was served via U.S. Mail, postage prepaid, upon unregistered parties, as well as upon the following counsel of record:

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Dated: August 20, 2008